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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

Freddy Adan Gracia ,
Plaintiff,

vs.

Martin O'Malley, Commissioner of
Social Security¹,
Defendant.

Case No. 1:24-cv-00441-KES-BAM
STIPULATION AND ~~PROPOSED~~
ORDER FOR EXTENSION OF
TIME

Pending the Court's approval, IT IS HEREBY STIPULATED, by and
between the parties through their respective counsel of record, with the Court's
approval, that Plaintiff shall have a 8-day extension of time, from July 11, 2024 to

¹ Martin O'Malley became the Commissioner of Social Security on December 20, 2023. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Martin O'Malley should be substituted for Kilolo Kijakazi as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

July 19, 2024, for Plaintiff to serve on defendant with PLAINTIFF’S BRIEF. All other dates in the Court’s Scheduling Order shall be extended accordingly.

This is Plaintiff’s first request for an extension of time. Plaintiff respectfully states that the requested extension is necessary due several merit briefs being due on the same week. For the weeks of July 8, 2024 and July 15, 2024 Plaintiff’s Counsel has two Merit briefs, two Reply brief and several EAJA stipulations due. Counsel requires additional time to brief the issues thoroughly for the Court’s consideration. Defendant does not oppose the requested extension. Counsel apologizes to the Defendant and Court for any inconvenience this may cause.

Respectfully submitted,

Dated: July 9, 2024 PENA & BROMBERG, ATTORNEYS AT LAW

By: /s/ Jonathan Omar Pena
JONATHAN OMAR PENA
Attorneys for Plaintiff

Dated: July 9, 2024 PHILLIP A. TALBERT
United States Attorney
MATHEW W. PILE
Associate General Counsel
Office of Program Litigation
Social Security Administration

By: */s/ Michael Marriott
Michael Marriott
Special Assistant United States Attorney
Attorneys for Defendant
(*As authorized by email on July 9, 2024)

ORDER

Pursuant to stipulation and good cause appearing, Plaintiff shall serve his brief upon Defendant on or before **July 19, 2024**. All other dates in the Court's Scheduling Order shall be extended accordingly.

IT IS SO ORDERED.

Dated: **July 10, 2024**

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE